



## **Public Participation Opportunity**

**State of Tennessee**  
**Department of Environment and Conservation**  
**Division of Water Pollution Control**  
**Mining Section**  
**2700 Middlebrook Pike, Suite 220**  
**Knoxville, Tennessee 37921-5602**  
**PHONE (865) 594-6035      FAX (865) 594-6105**

**December 23, 2003**  
**Public Notice M2003-20**  
**Public Notice Expiration January 26, 2004**

The purpose of this notice is to advise the public of the following draft environmental permits and to solicit comments and information necessary to evaluate the potential impact of the proposed activities on human health and the environment.

### **Individual NPDES Permits**

#### ***Coal Proposed Reissuances***

Applicant	<b>S &amp; H Mining, Inc.</b>
Facility	<b>Deep Mine 11</b>
NPDES Permit Number	<b>TN0072168</b>
County	Campbell
Street Address	Cross Mountain
City	Lake City
Zip	37769
Description of Activity	Underground coal mine
Receiving Stream	Stony Fork
Effluent Description	Treated wastewater and storm water
Facility Latitude	36° 12' 10"
Facility Longitude	84° 14' 25"
Permit Writer	MRR
Applicant	<b>Tennessee Consolidated Coal Company</b>
Facility	<b>Morganville Strip Mine 4</b>
NPDES Permit Number	<b>TN0071170</b>
County	Marion
Street Address	Griffith Creek
City	Whitwell
Zip	37397
Description of Activity	Reclaimed coal surface mine
Receiving Stream	Griffith Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	35° 16' 40"
Facility Longitude	85° 30' 45"
Permit Writer	MRR

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***Non-Coal Proposed Reissuances***

Applicant	<b>Tipton County Gravel</b>
Facility	<b>Bradshaw Pit</b>
NPDES Permit Number	<b>TN0071641</b>
County	Tipton
Street Address	819 Baskins Road
City	Burlison
Zip	38015
Description of Activity	Surface gravel mine
Receiving Stream	Unnamed tributary of Indian Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	35° 33' 07"
Facility Longitude	89° 45' 52"
Permit Writer	JPJ

Applicant	<b>Dement Construction Company</b>
Facility	<b>Denmark Sand Plant</b>
NPDES Permit Number	<b>TN0069094</b>
County	Madison
Street Address	329 Hardee Road
City	Denmark
Zip	38391
Description of Activity	Sand removal and sand processing plant
Receiving Stream	Hart Creek (Watershed Lake)
Effluent Description	Treated wastewater and storm water
Facility Latitude	35° 31' 30"
Facility Longitude	88° 56' 30"
Permit Writer	JPJ

***Non-Coal Proposed Termination***

Applicant	<b>General Shale Products, LLC</b>
Facility	<b>Mine 8-Millertown-B</b>
NPDES Permit Number	<b>TN0071455</b>
County	Knox
Street Address	Harris Road
City	Knoxville
Zip	37901
Reason for Request	Mine was not developed and site was not disturbed by mining activity
Description of Activity	Shale mine (never disturbed)
Receiving Stream	Unnamed tributary to Woods Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	36° 02' 34"
Facility Longitude	83° 51' 07"
Permit Writer	JPJ

**How to Comment:**

TDEC is requesting public comment on this permit action. Obtaining a broad range of facts and opinions on Agency actions is one of the best ways to ensure quality decisions. Persons wishing to comment on the proposed action are invited to submit comments in writing to the Mining Section at the above letterhead address, Attn: Public Notice Coordinator, by fax number (865) 594-6105, or by E-mail at [Gary.Mullins@state.tn.us](mailto:Gary.Mullins@state.tn.us). Comments must be received by the end of comment period date (see page 1).

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### How to Request a Public Hearing:

Interested persons may request in writing that the Director of the Division of Water Pollution Control hold a public hearing on any application. The request must be filed within the comment period and must indicate the interest of the party filing it and the reasons for a hearing. When there is significant public interest for a hearing, a hearing will be conducted according to the Division of Water Pollution Control Rule 1200-4-1-.05(3)(g). Public hearings will be announced through another public notice.

### How the Department Will Proceed:

The Director of the Division of Water Pollution Control will determine the final permit action after considering comments submitted during the comment period, the hearing record, if any, and the requirements of the Federal and State acts and regulations.

### To Obtain Permit Details:

Draft Permits contain Anti-degradation determinations and Rationales that address information concerning the foundation for the Division's determinations. Copies of the application(s), draft permit(s), and supporting documentation are in the permit files maintained at the Mining Section's office at the letterhead address. These files are available for public inspection during normal visiting hours by contacting [Kimberley.Reardon@state.tn.us](mailto:Kimberley.Reardon@state.tn.us) or calling (865) 594-5619.

#### List of Permit Writers

CTH	Chris Hobgood	865-594-5545	<a href="mailto:Chris.Hobgood@state.tn.us">Chris.Hobgood@state.tn.us</a>
JPJ	Jesse Jones	865-594-5543	<a href="mailto:Jesse.P.Jones@state.tn.us">Jesse.P.Jones@state.tn.us</a>
GWM	Gary Mullins	865-594-5536	<a href="mailto:Gary.Mullins@state.tn.us">Gary.Mullins@state.tn.us</a>
JCP	John Price	865-594-5585	<a href="mailto:John.Price@state.tn.us">John.Price@state.tn.us</a>
MRR	Micheal Robbins	865-594-5542	<a href="mailto:Micheal.Robbins@state.tn.us">Micheal.Robbins@state.tn.us</a>
DAT	Dave Turner	865-594-5541	<a href="mailto:Dave.Turner@state.tn.us">Dave.Turner@state.tn.us</a>

### State of Tennessee Antidegradation Policy

Tennessee's Antidegradation Statement is in Chapter 1200-4-3-.06 of the *Rules of the Tennessee Department of Environment and Conservation*. The primary purpose of the antidegradation policy is to establish a greater level of protection for high quality waters. Some high-quality waters are in near-pristine condition. Others are determined to be high quality due to specialized uses and/or unique features.

Generally, there are two types of high-quality waters. Outstanding National Resource Waters (ONRWs) or Tier 3 waters receive the greatest level of protection. The Water Quality Control Board designates these waters. New discharges or expansion of existing discharges cannot degrade existing water quality.

The Department identifies other high quality waters known as Tier 2 waters and protects against their degradation. The Water Quality Control Board may allow some degradation if the Board deems it economically and socially necessary. Tier 1 waters refer to other surface waters that do not have the identification and/or designation as high quality. These waters must achieve and maintain Tennessee's Water Quality Standards.

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**State of Tennessee Policy of Non-Discrimination**

Pursuant to the State of Tennessee's policy of non-discrimination, the Tennessee Department of Environment and Conservation does not discriminate on the basis of race, sex, religion, color, national or ethnic origin, age, disability, or military service in its policies, or in the admission or access to, or treatment or employment in its programs, services or activities. Equal Employment Opportunity/Affirmative Action inquiries or complaints should be directed to the EEO/AA Coordinator, Office of General Counsel, 401 Church Street, 20<sup>th</sup> Floor L & C Tower, Nashville, TN 37243, 1-888-867-7455. ADA inquiries or complaints should be directed to the ADA Coordinator, Human Resources Division, 401 Church Street, 12th Floor L & C Tower, Nashville, TN 37243, 1-866-253-5827. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).